## CENTRAL FAX CENTER

JUL 1 0 2008

Response under 37 C.F. § 1.116 **Expedited Procedure Examining Group: 1626** 

**Patent** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

David Hands, et al.

Serial No.:

10/511,691

Case No.: 20974YP

. Art Unit: 1626

Filed

October 14, 2004

Examiner:

Rebecca L. Anderson

For

PROCESS FOR THE SYNTHESIS OF 5[[2(R)-[1(R)-[3,5-BIS(TRIFLUOROMETHYL)PHENYL]ETHOXY]-3(S)-(4-FLUOROPHENYL)-4-MORPHOLINYL]-

METHYL]1,2-DIHYDRO-3H-1,2,4-TRIAZOL-3-ONE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE UNDER 37 C.F.R. §1.116

Sir:

With reference to the Official action of April 11, 2008, made final, for which a response is permitted by July 11, 2008, the Applicants respectfully request reconsideration of the application in view of the following remarks in the hope that they will place the application in condition for allowance or at least in better condition for appeal. Any additional fees associated with this Response may be charged to Merck Deposit Account No. 13-2755.

The Listing of the Claims begins on page 2 of this response. Remarks begin on page 6 of this response.